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Atty. Dkt. **330501.00002**

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Examiner: Mooneyham, J

PASQUALE PATULLO, ET AL

Group Art Unit: 3629

Application No.: 09/828,437

Confirmation No.: 6173

Filed: April 6, 2001

For: RESERVATION SYSTEM

October 8, 2004

Mail Stop <u>Petitions</u>
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 CFR 1.137(b) TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION

Sir:

Applicants petition to revive the abovereferenced, unintentionally abandoned application on the ground that Applicants' failure to file a Notice of Foreign Filing Under 37 CFR 1.213(c) was unintentional.

10/12/2004 JBALINAN 00000005 501710 09828437 01 FC:2453 685.00 DA

FACTS

1. The subject application was filed in the USPTO on April 6, 2001 with a Nonpublication Request Under 35 USC 122(b)(2)(B)(i).

- 2. Subsequently, Applicants filed PCT/US02/10942(PCT/IB02/05135) (now abandoned) on April 5, 2002, claiming priority benefit of the above-reference U.S. application.
- 3. Unintentionally, Applicants failed to file a Notice of Foreign Filing Under 37 CFR 1.213(c) within the forty-five day period from April 5, 2002, as required by 37 CFR 1.213(c).
- 4. Applicants files were recently transferred to the undersigned, and it was determined by the undersigned that the Notice of Foreign Filing Under 37 CFR 1.213(c) had not been filed. Upon inquiry by the undersigned, Applicants confirmed that the failure to file the Notice of Foreign Filing Under 37 CFR 1.213(c) was unintentional.
- 5. As required by 37 CFR 1.137(b), the required Notice of Foreign Filing Under 37 CFR 1.213(c) is attached.

6. As also required by 37 CFR 1.137(b),
Applicant asserts that the entire delay in filing the
required Notice from the due date for the Notice until the
filing of this grantable petition was unintentional.

FEE

Applicant requests that the Commissioner charge Deposit Account 50-1710 for the \$685.00 petition fee, and any other fees required under this petition. A duplicate copy of this paper is attached.

RELIEF REQUESTED

Applicant requests that the above-identified application be returned to pending status in light of the above facts.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-

3507. All correspondence should continue to be directed to the address given below.

Respectfully submitted,

Aftorney for Applicants

Registration No. 31.52

PATENT ADMINISTRATOR
KATTEN MUCHIN ZAVIS ROSENMAN
525 West Monroe Street
Suite 1600
Chicago, Illinois 60661-3693
Facsimile: (312) 902-1061



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NOTICE OF FOREIGN FILING UNDER 37 CFR 1.213(C)

Sir:

Applicants hereby notify the Commissioner that Applicants filed PCT/US02/10942(PCT/IB02/05135) (now abandoned) on April 5, 2002, claiming priority benefit of the above-reference U.S. application. The subject application was filed in the USPTO on April 6, 2001 with a Nonpublication Request Under 35 USC 122(b)(2)(B)(i).

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 625-3507. All correspondence should continue to be directed to the address given below.

Respectfully submitted,

Attorney for Applicants

Registration No. 3) 58

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